

Below is an Order of the Court.


PETER C. McKITTRICK
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF OREGON

In Re:)
PETER SZANTO,) Bankruptcy Case No.
) 16-33185-pcm11
Debtor.)
-----)
PETER SZANTO,) Adversary No. 16-3114-pcm
Plaintiff,) SECOND AMENDED SCHEDULING ORDER
v.)
EVYE SZANTO, et al.,)
Defendants.)
-----)

On September 8, 2017, plaintiff filed a Motion to Extend Time to File a Response to Motion for Summary Judgment, seeking an extension of the September 8 deadline to file his response to defendants' Motion for Partial Summary Judgment. Doc. 245. The court advised the parties on September 8, 2017, that the motion would be granted. It held a scheduling hearing on September 12, 2017, to adjust the briefing schedule and hearing date in light of the extension of the response period.

1 Plaintiff and defendants' counsel appeared telephonically.

2 For the reasons stated on the record at the hearing,

3 IT IS HEREBY ORDERED that:

4 1. The schedule regarding the motions for summary judgment shall be as
5 follows:

6 A. Plaintiff shall file his response to defendants' Motion for
7 Partial Summary Judgment on or before September 18, 2017.

8 B. Plaintiff and defendants shall file a reply, if any, on or
9 before October 2, 2017.

10 C. The hearing on the motions for summary judgment will be held at
11 9:30 a.m. on October 24, 2017, at the United States Bankruptcy Court,
12 Courtroom #1, 1001 SW Fifth Ave., 7th Floor, Portland, Oregon.

13 2. The final pretrial conference shall be held on November 28, 2017, at
14 10:00 a.m. at the United States Bankruptcy Court, Courtroom #1, 1001 SW
15 Fifth Ave., 7th Floor, Portland, Oregon.

16 3. The court will reset the trial and send notice.

17 4. Any further request for an extension of time in this adversary
18 proceeding shall be made at the earliest possible date, and no later than
19 three business days before the date for which the extension is sought,
20 absent extraordinary circumstances.

21 5. Any motion filed in this adversary proceeding shall comply with
22 Local Bankruptcy Rule 7007-1(1)(b)(1)(C): It must be accompanied by a
23 separate affidavit or declaration, supporting factual contentions such as
24 claims of illness or unavoidable travel. An affidavit or declaration
25 shall authenticate and include exhibits or documents supporting the
factual contentions to the extent such documents or exhibits exist. Any

1 motion not adequately supported by evidence may be denied without
2 hearing.

3 6. Except as amended herein, the Scheduling Order, Doc. 21, entered in
4 this case, and the Order Setting Deposition Schedule, Amending Scheduling
5 Order, Setting Summary Judgment Hearing and Setting Final Pretrial
6 Conference, Doc. 99, remains in full force and effect.

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8 cc: Peter Szanto
9 Nicholas J. Henderson
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